

29 AUG 2008



UNITED STATES PATENT and TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

BACON & THOMAS, PLLC
625 SLATERS LANE
FOURTH FLOOR
ALEXANDRIA, VA 22314

In re Application of	:	DECISION ON
CHESQUIERE et al	:	
Application No.: 10/589,731	:	
PCT No.: PCT/EP2005/002233	:	
Int. Filing Date: 03 March 2005	:	PETITION
Priority Date: 05 March 2004	:	
Attorney's Docket No.: GHES3001/JEK	:	
For: SELVEDGE FORMING ALLARATUS...	:	
FORMING A SELVEDGE	:	UNDER 37 CFR 1.182

This decision is in response to the "PETITION TO MOVE RESPONSE TO CORRECT APPLICATION NUMBER" filed on 16 June 2008, which is being treated as a petition under 37 CFR 1.182 to correct the transmittal sheet in response to the Notification of Missing Requirements because it contained a typographical error in the application number since it was filed as 10/589,831. The petition fee of \$400.00 has been charged to Deposit Account No.: 02-0200.

BACKGROUND

On 17 August 2006, applicants filed a Transmittal Letter for entry into the national stage in the United States of America. Filed with the Transmittal Letter was, inter alia, the requisite basic national fee. No executed oath or declaration from the inventors accompanied the Transmittal Letter. The application papers were assigned Serial No.: 10/589,731.

On 16 April 2007, the United States Designated/Elected Office (DO/EO/US) mailed a "NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)" (Form PCT/DO/EO/905) which informed applicant, inter alia, that an "Oath or Declaration of the inventors, in compliance with 37 CFR 1.497(a), and (b), identifying the application by International application number and international filing date" must be submitted within two months from its mailing date or by 32 months from the priority date, whichever is later, in order to avoid abandonment of the national stage application.

In response to the Notification mailed on 16 April 2007, applicants mailed on 14 May 2008 a response to it by filing an executed declaration. However, the transmittal letter cover sheet filing had the wrong application number because it was filed for application Serial No.: 10/589,831.

On 16 June 2008, applicants filed the current petition to correct the cover sheet filed on 14 May 2008 that identified the application number as 10/589,831 rather than the correct application number 10/589,731.

DISCUSSION

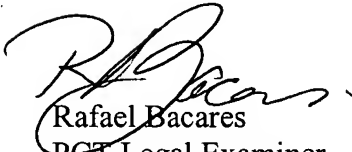
Petitioner states that the response filed on 14 May 2004 contained a typographical error in the application number assigned for the aforementioned application; however, the confirmation number 9547 was properly identified on the transmittal cover letter.

Therefore, petition to accept the response of 14 May 2008 for the instant application is granted, and will be reflected in the office action. The Response on 14 May 2008 will be copied to the instant application.

DECISION

The petition under 37 CFR 1.182 is **GRANTED**.

The application will continued to be processed in accordance with this decision.



Rafael Bacares
PCT Legal Examiner
PCT Legal Office
Telephone: (571) 272-3276
Facsimile: (571) 273-0459